MICHIGAN HOUSE OF REPRESENTATIVES

DAILY CALENDAR

TUESDAY, DECEMBER 22, 1998 10:00 a.m.

MOTIONS AND RESOLUTIONS

— 1 —

HCR 93 Rep. Prusi

A concurrent resolution to extend the K.I. Sawyer Air Force Base Conversion Authority.

(For text of resolution, see House Journal No. 32, p. 613.)

(Discharged from committee; postponed temporarily July 1.)

MESSAGES FROM THE SENATE

2

SB 623 Sen. Bullard

Campaign finance; committees; participation in certain fund-raising or other events where political merchandise is sold; require certain informational signs be posted.

Amends 1976 PA 388 (MCL 169.201 - 169.282) by adding sec. 40.

(Re-returned from Senate with substitute (S-2) to House substitute (H-1) and immediate effect; laid over 1 day December 1.)

(I.E. House, September 24, 1998.)

(For House substitute (H-1), see Blue Book.)

(For Senate substitute (S-2), see Blue Book.)

HB 4629 Rep. Cropsey

Torts; immunity; governmental immunity for certain physicians and health facilities; clarify.

Amends sec. 7 of 1964 PA 170 (MCL 691.1407).

(Returned from Senate with substitute (S-2); laid over 1 day December 10.)

(I.E. House, June 4, 1997.)

(For House substitute (H-1), see Blue Book.)

(For Senate substitute (S-2), see Blue Book.)

HB 5986 Rep. Law

Health; occupations; respiratory therapists; provide for registration and title protection.

Amends secs. 16131 & 16263 of 1978 PA 368 (MCL 333.16131 & 333.16263) & adds sec. 16338 & pt. 179.

(Returned from Senate with substitute (S-6) and immediate effect; laid over 1 day December 10.)

(I.E. House, September 24, 1998.)

(For House substitute (H-2), see Blue Book.)

(For Senate substitute (S-6), see Blue Book.)

*Appropriation Bill—House Rule 49. †Constitution, Art. IV, Sec. 26.

#House Rule 49.

MESSAGES FROM THE SENATE

_____ 5 -

SB 825 Sen. Van Regenmorter

Criminal procedure; sentencing; sentencing guidelines; enact.

Amends secs. 8, 31, 33 & 34, ch. IX & sec. 14, ch. XI of 1927 PA 175 (MCL 769.8 et seq.) & adds ch. IXA.

(Returned from Senate with amendments to House substitute (H-1) and immediate effect; laid over 1 day December 10.)

(I.E. House, December 10, 1998.)

(For House substitute (H-1), see Blue Book.)

(For Senate amendments, see House Journal No. 83, p. 2715.)

— 6 ——

SB 1021 Sen. Jaye

Natural resources; hunting; local acts limiting Sunday hunting; repeal.

Repeals (See bill).

(Returned from Senate with amendments to the House amendment; laid over 1 day December 10.)

(For House amendment, see House Journal No. 83, p. 2628.)

(For Senate amendments, see House Journal No. 83, p. 2717.)

THIRD READING

7

HB 4147 Rep. Kelly

Transportation; funds; transfers of funds from the Michigan transportation fund to agencies other than the state transportation department or commission; eliminate.

Amends sec. 10 of 1951 PA 51 (MCL 247.660).

(Reported by Committee on Transportation.)

(For House amendments, see House Journal No. 21 of 1997, p. 353.)

8

HB 4889 Rep. Brater

Financial institutions; other; fee disclosure for automatic teller machines; require.

Amends 1996 PA 354 (MCL 487.3101 - 487.3804) by adding sec. 513.

(Reported by Committee on Commerce.)

(Read a third time; defeated; vote reconsidered; postponed for day October 22, 1997.)

(For House substitute (H-5), see Blue Book.)

(For House amendment, see House Journal No. 82 of 1997, p. 2178.)

THIRD READING

— 9 ———

HB 4891 Rep. Brater

Financial institutions; credit unions; fee disclosure for automatic teller machines; require.

Amends 1925 PA 285 (MCL 490.1 - 490.31) by adding sec. 32.

(Reported by Committee on Commerce.)

(For House substitute (H-5), see Blue Book.)

(For House amendment, see House Journal No. 82 of 1997, p. 2177.)

HB 4892 Rep. Thomas

Financial institutions; savings and loan associations; fee disclosure for automatic teller machines; require.

Amends 1980 PA 307 (MCL 491.102 - 491.1201) by adding sec. 1135.

(Reported by Committee on Commerce.)

(For House substitute (H-5), see Blue Book.)

(For House amendment, see House Journal No. 82 of 1997, p. 2177.)

----- 11 ------

HB 5096 Rep. Dalman

Higher education; financial aid; high school proficiency test scores; require higher education assistance authority to consider in scholarship grant process.

Amends sec. 3 of 1964 PA 208 (MCL 390.973).

(Reported by Committee on Colleges and Universities.) (Read a third time; postponed temporarily October 30, 1997.)

(For House substitute (H-2), see Blue Book.)

(For House amendment, see House Journal No. 86 of 1997, p. 2244.)

HB 5080 Rep. Gagliardi

Education; calendar; school year; require to start after labor day.

Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1284b.

(Reported by Committee on Tourism.)

(Read a third time; defeated; vote reconsidered; postponed for day December 10, 1997.)

(For House substitute (H-4), see Blue Book.)

(For House amendments, see House Journal No. 96 of 1997, p. 2600.)

— 13 ———

HB 4924 Rep. Brewer

Sales tax; exemptions; personal property used in providing services by a motor carrier; exempt.

Amends 1933 PA 167 (MCL 205.51 - 205.78) by adding sec. 4a.

(Reported by Committee on Tax Policy.)

(Read a third time; postponed for day March 5.)

(For House amendment, see House Journal No. 21, p. 367.)

THIRD READING

— 14 **—**

HB 4455 Rep. Hammerstrom

Education; athletics; eliminating or reducing level of services or number of scholarships provided for athletic programs; prohibit under certain circumstances.

Amends secs. 302 & 402 of 1976 PA 453 (MCL 37.2302 & 37.2402).

(Reported by Committee on Constitutional and Civil Rights.)

(Read a third time; postponed temporarily November 10.)

____ 15 _____

HB 4119 Rep. Profit

State; symbol; commission to select state song; establish. (Reported by Committee on House Oversight and

(Reported by Committee on House Oversight and Ethics.)

(Read a third time; defeated; vote reconsidered May 21.)

(Amended; postponed temporarily June 23.)

(For House substitute (H-1), see Blue Book.)

(For House amendments, see House Journal Nos. 47 and 62, pgs. 1058 and 1574.)

____ 16 _____

SB 1026 Sen. Rogers

Traffic control; driver license; requirements for filing a change of address; revise and provide penalties and licensing sanctions.

Amends secs. 315, 319 & 323 of 1949 PA 300 (MCL 257.315 et seq.).

(Reported by Committee on Transportation.)

(Read a third time June 25.)

(Substitute (H-1)* offered; postponed temporarily September 15.)

(For proposed House substitute (H-1)*, see Blue Book.)

(For House amendments, see House Journal Nos. 55 and 63, pgs. 1299 and 1623.)

(For Senate substitute (S-1), see Blue Book.)

— 17 ———

HJR CC Rep. Schermesser

Elections; special elections; vacancy in office of state representative or state senator; amend constitution to require governor to call special election in manner prescribed in election law.

Amends sec. 13, art. V of the state constitution.

(Reported by Committee on Local Government.)

(Read a third time; not adopted; vote reconsidered; postponed temporarily July 1.)

(For House substitute (H-1), see Blue Book.)

HB 4539 Rep. Profit

Criminal procedure; sentencing; life imprisonment for certain controlled substance offenders; allow for possibility of parole.

Amends sec. 34 of 1953 PA 232 (MCL 791.234).

(Reported by Committee on Judiciary.)

(Read a third time; postponed temporarily December

(For House substitute (H-3), see Blue Book.)

____ 19 _____

HB 4463 Rep. Willard

Income tax; credit; dependent care credit; provide for. Amends 1967 PA 281 (MCL 206.1 - 206.532) by adding

(Reported by Committee on Tax Policy.)

(For proposed House amendment, see House Journal No. 24 of 1997, p. 446.)

_____ 20 _____

HB 4583 Rep. Law

Consumer credit and protection; other; procedures for awarding certain prizes or gifts; establish and provide penalties.

(Reported by Committee on Regulatory Affairs.)

(For proposed House amendment, see House Journal No. 37 of 1997, p. 749.)

_____ 21 _____

HB 4152 Rep. Quarles

Income tax; deductions; deduction for certain health insurance premiums; provide for.

Amends sec. 30 of 1967 PA 281 (MCL 206.30) & repeals secs. 30a, 30b & 30c of 1967 PA 281 (MCL 206.30a et seq.).

(Reported by Committee on Tax Policy.)

(For proposed House substitute (H-4), see Blue Book.)

____ 22 _____

HB 4719 Rep. Griffin

Liquor; manufacture; microbrewers; allow to obtain class C license under certain circumstances.

Amends sec. 31 of 1933 (Ex Sess) PA 8 (MCL 436.31).

(Reported by Committee on Commerce.)

(For proposed House substitute (H-1), see Blue Book.)

_____ 23 _____

HB 4330 Rep. Varga

Gaming; bingo; charitable gaming act; create.

Creates new act & repeals 1972 PA 382 (MCL 432.101 - 432.120).

(Reported by Committee on Regulatory Affairs.) (For proposed House substitute (H-4), see Blue Book.)

24

HB 5086 Rep. Anthony

Gaming; electronic; gambling devices in certain establishments; allow.

Amends sec. 3 of I.L. of 1996 (MCL 432.203).

(Reported by Committee on Regulatory Affairs.)

25

HB 5087 Rep. Anthony

Gaming; electronic; gambling devices in certain establishments; allow.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 310c.

(Reported by Committee on Regulatory Affairs.)

(For proposed House amendments, see House Journal No. 90 of 1997, p. 2343.)

SECOND READING

____ 26 _____

SB 280 Sen. Van Regenmorter

Criminal procedure; probation; requirement that mandatory life term of probation be imposed for certain controlled substance violations; eliminate in public health code.

Amends secs. 7401 & 7403 of 1978 PA 368 (MCL 333.7401 & 333.7403).

(Reported by Committee on Judiciary.)

(For proposed House amendments, see House Journal No. 92 of 1997, p. 2449.)

(For Senate substitute (S-2), see Blue Book.)

SB 480 Sen. Gougeon

Occupations; construction; persons constructing a natural gas pipeline or facility; establish a professional code of conduct.

Amends 1929 PA 9 (MCL 483.101 - 483.120) by adding secs. 1a & 1b.

(Reported by Committee on Public Utilities.) (For Senate substitute (S-1), see Blue Book.)

____ 28 _____

HB 4925 Rep. Profit

Use tax; exemptions; personal property used in providing services by a motor carrier; exempt.

Amends sec. 4 of 1937 PA 94 (MCL 205.94).

(Reported by Committee on Tax Policy.)

(Read a second time; substitute (H-1) adopted and amended; postponed temporarily March 4.)

(For House substitute (H-1), see Blue Book.)

(For House amendment, see House Journal No. 21, p. 368.)

____ 29 _____

HB 5100 Rep. Law

Insurance; health; determination of copayment or coinsurance; require to be based on amount paid by the plan.

Amends 1956 PA 218 (MCL 500.100 - 500.8302) by adding sec. 3417.

(Reported by Committee on Insurance.)

(For proposed House substitute (H-1), see Blue Book.)

30

HB 5101 Rep. Palamara

Insurance; health maintenance organizations; determination of copayment or coinsurance; require to be based on amount paid by the plan.

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 21053d.

(Reported by Committee on Insurance.)

(For proposed House substitute (H-1), see Blue Book.)

____ 31 ____

HB 4582 Rep. Gire

Consumer credit and protection; other; procedures for awarding certain prizes or gifts; allow certain state and local officials to enforce.

(Reported by Committee on Consumer Protection.) (For proposed House substitute (H-1), see Blue Book.)

— 32 ——

HB 5128 Rep. Frank

Consumer credit and protection; sweepstakes solicitations; regulate.

(Reported by Committee on Consumer Protection.) (For proposed House substitute (H-3), see Blue Book.)

_____ 33 _____

HB 4805 Rep. Crissman

State; symbol; morel mushroom; establish as official state fungus.

(Reported by Committee on Agriculture.)

34 —

SB 494 Sen. Bouchard

Civil rights; other; minors in malls and shopping malls during certain hours; allow local government to restrict unless accompanied by an adult.

Amends sec. 302 of 1976 PA 453 (MCL 37.2302).

(Reported by Committee on Commerce.)

(For Senate amendment, see Senate Journal No. 53 of 1997, p. 912.)

____ 35 _____

HB 5481 Rep. LeTarte

Education; teachers; eligibility to serve as substitute teacher in grades K to 9 with 60 hours of postsecondary credit if the person is enrolled in an approved teacher education program leading to a teaching certificate; provide for

Amends sec. 1233 of 1976 PA 451 (MCL 380.1233).

(Reported by Committee on Education.)

(For proposed House substitute (H-2), see Blue Book.)

____ 36 ____

HB 4699 Rep. Profit

Income tax; income; exemption from tax of taxpayers with adjusted gross income below specific amount; provide for

Amends sec. 311 of 1967 PA 281 (MCL 206.311) & adds sec. 51b.

(Reported by Committee on Tax Policy.)

(For proposed House substitute (H-1), see Blue Book.)

____ 37 _____

SB 876 Sen. Stille

Natural resources; trust funds; Michigan natural resources trust fund; change name to the "Thomas L. Washington Michigan natural resources trust fund".

Amends secs. 1901 & 1902 of 1994 PA 451 (MCL 324.1901 & 324.1902).

(Reported by Committee on House Oversight and Ethics.)

38

SB 755 Sen. Bennett

Criminal procedure; sentencing; sentencing enhancement for crime committed against teacher, school employee, or student; provide for.

Amends 1927 PA 175 (MCL 760.1 - 776.22) by adding sec. 15 to ch. IX.

(Reported by Committee on Judiciary.)

(For proposed House substitute (H-3), see Blue Book.)

SECOND READING

____ 39 _____

HB 5713 Rep. Profit

Local government; special assessments; deferral for low-income senior citizens for special assessments; provide for.

Amends sec. 3 of 1976 PA 225 (MCL 211.763).

(Reported by Committee on Tax Policy.)

HB 5725 Rep. Leland

Taxation; inheritance; refund from overpayment of Michigan estate tax; provide for.

Amends sec. 6 of 1899 PA 188 (MCL 205.206).

(Reported by Committee on Tax Policy.)

(For proposed House substitute (H-1), see Blue Book.)

HJR BB Rep. Palamara

Taxation; revenue sharing; guarantee of revenue sharing distributions; provide for.

Amends art. IX of the state constitution by adding sec. 40.

(Reported by Committee on Tax Policy.)

(Read a second time; substitute (H-8) adopted; amended; amendment offered; postponed temporarily September 24.)

(For House substitute (H-8), see Blue Book.)

(For House amendment, see House Journal No. 74, p. 2182.)

(For proposed House amendment, see House Journal No. 74, p. 2182.)

---- 42 ------

SB 689 Sen. Shugars

School aid; other; nonresident pupil enrolling and being counted in membership in another school district; allow without approval of school district of residence if pupil is victim of physical assault and provide for school aid penalty for district refusing to release the pupil's educational records or other property.

Amends sec. 6 of 1979 PA 94 (MCL 388.1606).

(Reported by Committee on Education.)

(For proposed House substitute (H-4), see Blue Book.)

HB 5111 Rep. Schauer

Single business tax; tax base; health care add-back; remove over a 20-year period.

Amends sec. 4 of 1975 PA 228 (MCL 208.4).

(Reported by Committee on Tax Policy.)

(Read a second time; substitute (H-1) adopted and amended; amendments offered; postponed for day June 30)

(For House substitute (H-1), see Blue Book.)

(For House amendments, see House Journal No. 65, p. 1678.)

(For proposed House amendments, see House Journal No. 65, p. 1678.)

— 44 ———

HB 5354 Rep. Bobier

Property tax; delinquent taxes; procedures for the collection of delinquent taxes; revise.

Amends secs. 55a, 60, 61, 61a, 61b, 62, 63, 64, 65, 66, 67, 67a, 67b, 68, 69, 70, 70b, 74, 76, 77, 83, 84, 85, 87, 88, 95, 96, 97, 98, 98a, 98b, 99, 101, 105, 106, 108, 113, 121, 122, 130, 131a, 131c, 131d, 131e, 135, 139, 140, 144, 156 & 157 of 1893 PA 206 (MCL 211.55a et seq.) & repeals secs. 70a, 70b, 71, 72, 73, 73a, 73b, 73c, 75, 76, 77, 83, 84, 86, 88, 92, 101, 102, 103, 115, 124, 127b, 131b, 131c, 138, 140, 140a, 141, 142, 142a, 143, 144, 156 & 157 of 1893 PA 206 (MCL 211.70a et seg.).

(Reported by Committee on Tax Policy.)

(For proposed House substitute (H-4), see Blue Book.)

– 45 **–**

SB 1012 Sen. Bouchard

Taxation; other; certain notice provisions to review records by department of treasury; provide for.

Amends sec. 21 of 1941 PA 122 (MCL 205.21).

(Reported by Committee on Tax Policy.)

(For proposed House substitute (H-1), see Blue Book.) (For Senate amendments, see Senate Journal No. 32, p. 613.)

5615 Rep. Brackenridge

Civil rights; public records; personnel files, medical files, and similar files or information; exempt from disclo-

Amends sec. 13 of 1976 PA 442 (MCL 15.243).

(Reported by Committee on Local Government.)

(For proposed House substitute (H-2), see Blue Book.)

HB 5361 Rep. Frank

Trade; consumer goods and services; extended warranty information disclosure act; establish and require certain information to be on contracts.

(Reported by Committee on Consumer Protection.) (For proposed House substitute (H-3), see Blue Book.)

— 48 —

SB 341 Sen. Bennett

Advertising; billboards; tobacco advertising on billboards; prohibit.

Amends title & sec. 3 of 1972 PA 106 (MCL 252.303) & adds sec. 4a.

(Reported by Committee on Transportation.)

(For proposed House substitute (H-3), see Blue Book.)

(For Senate amendments, see Senate Journal Nos. 47 and 49, pgs. 774, 798, and 800.)

HB 5247 Rep. Profit

Mental health; hospitalization; civil commitment to a mental institution for certain sexual offenders who have served their prison terms; provide for.

Amends 1974 PA 258 (MCL 330.1001 - 330.2106) by adding ch. 10a.

(Reported by Committee on Mental Health.)

(For proposed House substitute (H-2), see Blue Book.)

SECOND READING

____ 50 _____

HB 4476 Rep. Baird

Crimes; assaultive; injury to a pregnant woman during the commission of a crime or negligent or reckless driving that results in injury to fetus; prohibit and provide penalties

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 90a.

(Reported by Committee on Judiciary.)

____ 51 ____

HB 5287 Rep. Quarles

Income tax; deductions; deduction of certain interest payment; provide for.

Amends sec. 30 of 1967 PA 281 (MCL 206.30).

(Reported by Committee on Tax Policy.)

(For proposed House substitute (H-1), see Blue Book.)

____ 52 ____

HB 5831 Rep. Scranton

Cemeteries and funerals; burial; disinterment of decedent remains; provide priority for those making arrangements.

Amends sec. 2851 of 1978 PA 368 (MCL 333.2851).

(Reported by Committee on Regulatory Affairs.)

53 —

HB 5832 Rep. Varga

Occupations; mortuary science; joint ownership of funeral homes and cemeteries; allow.

Amends secs. 1804, 1809 & 1811 of 1980 PA 299 (MCL 339.1804 et seq.) & repeals sec. 1812 of 1980 PA 299 (MCL 339.1812).

(Reported by Committee on Regulatory Affairs.) (For proposed House substitute (H-2), see Blue Book.)

____ 54 _____

HB 5833 Rep. Varga

Cemeteries and funerals; burial; revisions as to merchandise trusting, audits, and enforcement; provide for.

Amends secs. 2, 9, 12, 12a, 16, 18 & 21 of 1968 PA 251 (MCL 456.522 et seq.) & adds secs. 2b, 2c, 2d, 12b, 16a, 16b, 16c, 16d, 16e, 16f, 16g, 16h, 16i & 16j.

(Reported by Committee on Regulatory Affairs.)

(Read a second time; postponed for day September 24.)

(For proposed House substitute (H-2), see Blue Book.)

____ 55 _____

HB 5834 Rep. Varga

Cemeteries and funerals; burial; prepaid funeral act; re-

Amends secs. 4, 5, 6, 8, 12, 13, 15, 18, 19 & 24 of 1986 PA 255 (MCL 328.214 et seq.) & adds secs. 12a, 12b, 12c, 12d, 12e & 12f.

(Reported by Committee on Regulatory Affairs.) (For proposed House substitute (H-2), see Blue Book.)

— 56 ———

HB 5838 Rep. Scranton

Cemeteries and funerals; other; protection of abandoned cemeteries; provide for.

Amends title & secs. 1 & 3 of 1871 PA 164 (MCL 128.41 & 128.43).

(Reported by Committee on Regulatory Affairs.)

57

HB 5839 Rep. Richner

Cemeteries and funerals; other; maintenance of abandoned cemeteries in certain local units of government; provide for.

Amends secs. 1, 2 & 5 of 1929 PA 297 (MCL 128.51 et seq.).

(Reported by Committee on Regulatory Affairs.)

_____ 58 _____

HB 5905 Rep. Richner

Cemeteries and funerals; other; maintenance of abandoned cemeteries in certain local units of government; provide for.

Amends title & secs. 1, 3 & 4 of 1895 PA 49 (MCL 128.31 et seq.).

(Reported by Committee on Regulatory Affairs.)

59

HB 5545 Rep. Olshove

Administrative procedure; rules; certain notice requirements; revise for rules involving federal standards regarding natural gas transmission.

Amends sec. 42 of 1969 PA 306 (MCL 24.242).

(Reported by Committee on Public Utilities.)

(For proposed House substitute (H-1), see Blue Book.)

60

HB 4374 Rep. Schermesser

Income tax; credit; senior prescription drug tax credit; allow individuals residing in nursing home or medical care facility to claim.

Amends sec. 273 of 1967 PA 281 (MCL 206.273).

(Reported by Committee on Tax Policy.)

(For proposed House substitute (H-3), see Blue Book.)

— 61 ———

HB 4985 Rep. Freeman

Income tax; exemptions; personal exemption; increase. Amends sec. 30 of 1967 PA 281 (MCL 206.30).

(Reported by Committee on Tax Policy.)

(For proposed House substitute (H-4), see Blue Book.)

HB 5822 Rep. Harder

Transportation; funds; general amendments to Act 51; provide for.

Amends secs. 1e & 10 of 1951 PA 51 (MCL 247.651e & 247.660).

(Reported by Committee on Appropriations.)

(For proposed House substitute (H-1), see Blue Book.)

SECOND READING

— 63 ———

HB 5537 Rep. Brewer

Education; other; state school technology commission; establish.

(Reported by Committee on Advanced Technology and Computer Development.)

(For proposed House substitute (H-1), see Blue Book.)

----- 64 ------

HB 5109 Rep. Profit

Income tax; exemptions; withholding requirements; exempt individuals over age 55.

Amends secs. 351 & 365 of 1967 PA 281 (MCL 206.351 & 206.365).

(Reported by Committee on Tax Policy.)

(For proposed House substitute (H-1), see Blue Book.)

____ 65 _____

HB 5134 Rep. Dobb

Income tax; deductions; medical expense deduction; provide for.

Amends sec. 30 of 1967 PA 281 (MCL 206.30) & repeals secs. 30a, 30b & 30c of 1967 PA 281 (MCL 206.30a et seq.).

(Reported by Committee on Tax Policy.)

(For proposed House substitute (H-1), see Blue Book.)

____ 66 _____

HB 5551 Rep. Cropsey

Weapons; licensing; procedures for issuing concealed weapon permits; revise.

Amends title & secs. 8 & 12a of 1927 PA 372 (MCL 28.428 & 28.432a); adds secs. 1a, 5, 5a, 5b, 5c, 5d, 5e, 5f, 5g, 5h, 5i, 5n & 5o & repeals sec. 3 of 1927 PA 372 (MCL 28.423).

(Reported by Committee on House Oversight and Ethics.)

(For proposed House substitute (H-5), see Blue Book.)

HB 5552 Rep. Curtis

Firearms; pistols; pistol purchase permit; eliminate requirement for holder of concealed weapon permit, and provide for registration of pistols through licensed dealers.

Amends secs. 12 & 14 of 1927 PA 372 (MCL 28.432 & 28.434) & repeals secs. 6 & 9d of 1927 PA 372 (MCL 28.426 & 28.429d).

(Reported by Committee on House Oversight and Ethics.)

(For proposed House substitute (H-2), see Blue Book.)

68 —

HB 5553 Rep. Wetters

Firearms; other; carrying concealed weapon while having any bodily alcohol content; prohibit and provide remedies.

Amends 1927 PA 372 (MCL 28.421 - 28.434) by adding sec. 5k.

(Reported by Committee on House Oversight and Ethics.)

(For proposed House substitute (H-3), see Blue Book.)

___ 69 _____

HB 5554 Rep. McNutt

Firearms; licensing; applicant to provide proof of firearms training before issuance of concealed weapon permit: require.

Amends 1927 PA 372 (MCL 28.421 - 28.434) by adding sec. 5.

(Reported by Committee on House Oversight and Ethics.)

(For proposed House substitute (H-2), see Blue Book.)

70

HB 5555 Rep. Profit

Firearms; licensing; procedures for renewal of concealed weapon permit; revise.

Amends 1927 PA 372 (MCL 28.421 - 28.434) by adding sec. 5m & repeals sec. 12c of 1927 PA 372 (MCL 28.432c).

(Reported by Committee on House Oversight and Ethics.)

(For proposed House substitute (H-2), see Blue Book.)

----- 71 ------

HB 5556 Rep. Lowe

Weapons; concealed; forfeiture of concealed weapons carried in violation of Michigan penal code; make subject to forfeiture provisions of firearms act.

Amends sec. 239 of 1931 PA 328 (MCL 750.239).

(Reported by Committee on House Oversight and Ethics.)

(For proposed House substitute (H-1), see Blue Book.)

____ 72 ____

HB 5557 Rep. DeHart

Firearms; licensing; consideration of application for concealed weapon licensing by concealed weapon board; permit in closed meeting under certain circumstances.

Amends sec. 8 of 1976 PA 267 (MCL 15.268).

(Reported by Committee on House Oversight and Ethics.)

(For proposed House substitute (H-2), see Blue Book.)

_____ 73 ____

HB 4272 Rep. Hanley

Crimes; weapons; penalty for selling a pistol to a minor; increase.

Amends secs. 223 & 237a of 1931 PA 328 (MCL 750.223 & 750.237a).

(Reported by Committee on Judiciary.)

(For proposed House amendments, see House Journal No. 65, p. 1731.)

— 74 ———

HB 5467 Rep. Scranton

Income tax; deductions; deductions for long-term care insurance premium; establish.

Amends sec. 30 of 1967 PA 281 (MCL 206.30) & repeals sec. 30d of 1967 PA 281 (MCL 206.30d).

(Reported by Committee on Tax Policy.)

(For proposed House substitute (H-2), see Blue Book.)

SECOND READING

— 75 ———

HB 4337 Rep. Wetters

Drains; code; revisions; provide for.

Amends secs. 1, 2, 3, 6, 8, 10, 11, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 51, 52, 53, 54, 71, 72, 72a, 73, 74, 75, 76, 77, 101, 102, 103, 104, 105, 106, 121, 122, 122a, 123, 124, 125, 126, 127, 128, 131, 132, 133, 134, 135, 151, 152, 153, 154, 155, 156, 157, 158, 161, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 221, 222, 223, 241, 242, 244, 245, 247, 248, 261, 262, 265, 266, 269, 270, 273, 275, 276, 277, 278, 279, 280, 282, 283, 301, 302, 304, 306, 307, 321, 322, 323, 324, 327, 328, 342, 343, 351, 352, 354, 355, 381, 382, 384, 391, 392, 395, 421, 422, 423, 425, 429, 430, 431, 433, 441, 441a, 442, 446, 463, 464, 465, 466, 467, 468, 469, 470, 472, 473, 474, 478, 482, 491, 513, 515, 517, 518, 520, 521, 522, 525, 526, 530, 534, 540, 541, 548, 601 & 602 of 1956 PA 40 (MCL 280.1 et seq.); adds secs. 34, 275a, 277a, 329, 524a, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 603, 604, 605, 606, 607, 608, 615 & 616 & repeals secs. 4, 5, 78 - 88, 129, 246, 271, 272, 281, 325, 353, 356, 427, 428, 434, 443, 445, 448, 461, 480, 492 - 495, 498, 511, 533, 542, 543, 544, 545 & 551 - 583 of 1956 PA 40 (MCL 280.4 et seq.).

(Reported by Committee on Agriculture.) (For proposed House substitute (H-6), see Blue Book.)

HB 5469 Rep. Middaugh

Watercraft; safety; water skier practice permit program; establish.

Amends sec. 80152 of 1994 PA 451 (MCL 324.80152).

(Reported by Committee on Conservation, Environment and Recreation.)

(For proposed House substitute (H-2), see Blue Book.)

_____ 77 _____

HB 5740 Rep. Perricone

Civil procedure; bankruptcy; exemption of gifts and donations to churches from bankruptcy proceedings; provide for.

Amends sec. 6023 of 1961 PA 236 (MCL 600.6023).

(Reported by Committee on Commerce.)

(For proposed House substitute (H-4), see Blue Book.)

HB 4710 Rep. Cassis

Income tax; rate; reduction of tax rate; provide for. Amends sec. 51 of 1967 PA 281 (MCL 206.51).

(Discharged from Committee; postponed temporarily September 17.)

HB 6040 Rep. Profit

Single business tax; credit; refundable credit for certain personal property tax; provide for rental store owners.

Amends 1975 PA 228 (MCL 208.1 - 208.145) by adding sec. 39c.

(Reported by Committee on Tax Policy.)

— 80 ———

HB 4801 Rep. Anthony

Education; teachers; background checks for employment of substitute teachers; allow coordination of lists by school districts and make other revisions.

Amends sec. 1230b of 1976 PA 451 (MCL 380.1230b).

(Discharged from committee September 22.)

(Read a second time; substitute H-3 adopted; amendment offered; postponed for day September 23.)

(For House substitute (H-3), see Blue Book.)

(For proposed House amendment, see House Journal No. 73, p. 2124.)

HB 5356 Rep. Brewer

Civil rights; public records; internet providers selling certain information; prohibit.

(Reported by Committee on Advanced Technology and Computer Development.)

(For proposed House substitute (H-1), see Blue Book.)

HB 6132 Rep. Brewer 82 ————

Legislature; other; state technology commission; establish

(Reported by Committee on Advanced Technology and Computer Development.)

HB 5794 Rep. Rocca

Social services; benefits; drug testing as benefit eligibility requirement; provide for.

Amends sec. 57b of 1939 PA 280 (MCL 400.57b).

(Reported by Committee on Human Services and Children.)

(For proposed House substitute (H-3), see Blue Book.)

HB 6035 Rep. Gire

School aid; other; reimbursement of certain funds received by individuals or private entities pursuant to contract with district; require under certain circumstances.

Amends 1979 PA 94 (MCL 388.1601 - 388.1772) by adding sec. 165.

(Reported by Committee on Education.)

(For proposed House substitute (H-4), see Blue Book.)

85

HB 5787 Rep. Profit

Single business tax; deductions; deduction for all taxpayers with gross receipts in excess of the filing threshold; provide for.

Amends sec. 9 of 1975 PA 228 (MCL 208.9).

(Reported by Committee on Tax Policy.)

HB 5788 Rep. Profit

Single business tax; collection; estimate of tax liability; revise procedure if prior year's tax liability was over a certain amount.

Amends sec. 71 of 1975 PA 228 (MCL 208.71).

(Reported by Committee on Tax Policy.)

SECOND READING

HB 6050 Rep. Profit

Use tax; exemptions; exemption of alternative-fueled vehicles; provide for.

Amends 1937 PA 94 (MCL 205.91 - 205.111) by adding sec. 40

(Reported by Committee on Tax Policy.)

(For proposed House substitute (H-2), see Blue Book.)

— 88 ———

HB 6051 Rep. Profit

Sales tax; exemptions; exemption of alternative-fueled vehicles; provide for.

Amends 1933 PA 167 (MCL 205.51 - 205.78) by adding sec. 4r.

(Reported by Committee on Tax Policy.)

(For proposed House substitute (H-1), see Blue Book.)

____ 89 _____

HB 6066 Rep. Profit

Single business tax; forms; simplified annual return form; provide for certain taxpayers.

Amends secs. 9 & 73 of 1975 PA 228 (MCL 208.9 & 208.73).

(Reported by Committee on Tax Policy.)

HB 6285 Rep. Alley

Environmental protection; water pollution; clean water fund; provide for expenditures.

Amends sec. 8807 of 1994 PA 451 (MCL 324.8807) & adds sec. 8807a.

(Reported by Committee on Conservation, Environment and Recreation.)

(Read a second time; amended; substitute (H-1) offered; postponed temporarily December 2.)

(For House amendments, see House Journal Nos. 77 and 79, pgs. 2352 and 2435.)

(For proposed House substitute (H-1), see Blue Book.)

HB 6193 Rep. Nye

Criminal procedure; sentencing; applicability of sentencing guidelines to felonies; revise date to reflect effective date of sentencing guidelines legislation.

Amends sec. 34 of ch. IX of 1927 PA 175 (MCL 769.34).

(Reported by Committee on Judiciary.)

92 —

HB 5981 Rep. Middaugh

Cities; boards and commissions; planning commission voting requirement; revise.

Amends sec. 8 of 1931 PA 285 (MCL 125.38).

(Reported by Committee on Local Government.)

— 93 ——

SB 1168 Sen. Schwarz

Occupations; business licensing and regulation; certain miniature trains; exempt from boiler inspection.

Amends 1965 PA 290 (MCL 408.751 - 408.776) by adding sec. 7c.

(Reported by Committee on Regulatory Affairs.) (For Senate substitute (S-2), see Blue Book.)

- 94 **-----**

HB 5979 Rep. Perricone

Income tax; credit; donations to historical society of Michigan; provide for credit.

Amends sec. 260 of 1967 PA 281 (MCL 206.260).

(Reported by Committee on Tax Policy.)

HB 6265 Rep. Varga

Liquor; other; liquor recodification citations; revise and update.

Amends secs. 17*l* & 19 of 1943 PA 240 (MCL 38.17*l* & 38.19).

(Reported by Committee on Regulatory Affairs.)

— 96 —

SB 1231 Sen. Schwarz

Health facilities; certificate of need; certificate of need review standards requiring a certain minimum number of surgical cases per year for hospital seeking to replace 1 or more operating rooms; exempt certain hospitals.

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 22209a.

(Reported by Committee on Health Policy.)

(For Senate amendments, see Senate Journal No. 71, p. 2135.)

----- 97 -------

SB 814 Sen. McManus

Vehicles; other; flashing, rotating, or oscillating lights; permit on vehicles in funeral procession.

Amends sec. 698 of 1949 PA 300 (MCL 257.698).

(Reported by Committee on Transportation.)

MESSAGES FROM THE GOVERNOR

98 —

HB 4052 Rep. Anthony

Retirement; state police; retirement benefits for certain conservation officer retirants and beneficiaries of those retirants; provide for a minimum benefit and a 1-time supplement under certain circumstances and increase the minimum duty death retirement allowances under certain circumstances.

Amends sec. 27, 1943 PA 240 (MCL 38.27) & adds secs. 48a & 48b.

(Vetoed by Governor on July 1, 1997; passed for day July 2, 1997.)

(For veto message, see House Journal No. 63 of 1997, p. 1570.)

99

HB 4049 Rep. Anthony

Natural resources; other; prescribed burns; require department of natural resources to provide notification and a public hearing prior to a burn.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding pt. 518.

(Vetoed by Governor on December 1, 1997; passed for day December 2, 1997.)

(For veto message, see House Journal No. 92 of 1997, p. 2443.)

MESSAGES FROM THE GOVERNOR

HB 4509 Rep. Dobb

Use tax; exemptions; uncollectible account exemption for telecommunication services; provide for.

Amends 1937 PA 94 (MCL 205.91 - 205.111) by adding sec. 8.

(Vetoed by Governor on December 1, 1997; passed for day December 2, 1997.)

(For veto message, see House Journal No. 92 of 1997, p. 2443.)

_____ 101 _____

HB 4642 Rep. Profit

Sales tax; exemptions; fuel used to move gas through pipelines; exempt.

Amends sec. 4a of 1933 PA 167 (MCL 205.54a).

(Vetoed by Governor on December 29, 1997; passed for day January 14.)

(For veto message, see House Journal No. 1, p. 2.)

____ 102 _____

HB 4643 Rep. Perricone

Use tax; exemptions; fuel used to move gas through pipelines; exempt.

Amends sec. 4 of 1937 PA 94 (MCL 205.94).

(Vetoed by Governor on December 29, 1997; passed for day January 14.)

(For veto message, see House Journal No. 1, p. 2.)

HB 5223 Rep. Schroer

Economic and industrial development; plant rehabilitation; certain filing requirements; waive under certain circumstances.

Amends sec. 9 of 1974 PA 198 (MCL 207.559).

(Vetoed by Governor on March 3; passed for day March 10.)

(For veto message, see House Journal No. 23, p. 405.)

____ 104 _____

HB 5583 Rep. Gubow

Aeronautics; other; prohibit general discrimination based on race, religion, national origin, gender, ancestry, or familial relationship.

Amends secs. 20c & 24a of 1945 PA 327 (MCL 259.20c & 259.24a) & adds ch. IA & sec. 20d.

(Vetoed by Governor on May 6; passed for day May 12.)

(For veto message, see House Journal No. 44, p. 958.)

____ 105 _____

HB 5358 Rep. Profit

Taxation; state real estate transfers; tax exemption for certain religious establishments; provide for.

Amends sec. 6 of 1993 PA 330 (MCL 207.526).

(Vetoed by Governor on May 14; passed for day May 19.)

(For veto message, see House Journal No. 47, p. 1061.)

MESSAGES FROM THE GOVERNOR

HB 5589 Rep. Bobier

Appropriations; environmental quality; department of environmental quality; provide for fiscal year 1998-1999.

(Approved by Governor with line items veto July 27; passed for day September 15.)

(For line items veto message, see House Journal No. 69, p. 1935.)

—— 107 ————

HB 5590 Rep. Jansen

Appropriations; family independence agency; family independence agency; provide for fiscal year 1998-1999.

(Approved by Governor with line items veto July 27; passed for day September 15.)

(For line items veto message, see House Journal No. 69, p. 1936.)

_____ 108 _____

HB 5594 Rep. Jellema

Appropriations; transportation; state transportation department; provide for fiscal year 1998-1999.

(Approved by Governor with line items veto July 27; passed for day September 15.)

(For line items veto message, see House Journal No. 69, p. 1937.)

____ 109 _____

HB 5516 Rep. Agee

School aid; fiscal year appropriations; supplemental school aid appropriations for 1998-99 fiscal year; provide for.

Amends secs. 11, 20 & 51a of 1979 PA 94 (MCL 388.1611 et seq.).

(Approved by Governor with line items veto October 13; postponed for day November 10.)

(For line items veto message, see House Journal No. 76, p. 2312.)

NOTICES

Motion to discharge **House Joint Resolution W** from the Committee on Constitutional and Civil Rights by Rep. Kaza passed for day July 2, 1997.

Motion to discharge **House Joint Resolution C** from the Committee on Judiciary by Rep. Raczkowski passed for day October 30, 1997.

Motion to discharge **House Bill No. 5420** from the Committee on Judiciary by Rep. Nye passed for day March 31, 1998.

Motion to discharge **Senate Bill No. 1079** from the Committee on Tax Policy by Rep. Perricone passed for the day September 22, 1998; roll call vote ordered on discharge motion.

Motion to discharge **Senate Bill No. 1080** from the Committee on Tax Policy by Rep. Cassis passed for the day September 22, 1998; roll call vote ordered on discharge motion.

Motion to discharge **Senate Bill No. 1081** from the Committee on Tax Policy by Rep. Goschka passed for the day September 22, 1998; roll call vote ordered on discharge motion.

Motion to discharge **Senate Bill No. 1083** from the Committee on Tax Policy by Rep. Brackenridge passed for the day September 22, 1998; roll call vote ordered on discharge motion.

Motion to discharge **House Concurrent Resolution No. 114** from the Committee on House Oversight and Ethics by Rep. McManus passed for the day September 23, 1998; roll call vote ordered on discharge motion.

Motion to discharge **Senate Bill No. 113** from the Committee on Judiciary by Rep. Geiger passed for the day September 23, 1998; roll call vote ordered on discharge motion.

Motion to discharge **House Concurrent Resolution No. 50** from the Committee on House Oversight and Ethics by Rep. Voorhees passed for the day December 9, 1998.

Bill No.	Brief Title	BILLS IN CONFERENCE Conferees		Report Agreed to	
		House	Senate	House	Senate
HB 5424	Education; discipline	Gire	Stille		
		Schauer	Emmons		
		Dalman	Peters		
HB 5857	Judges retirement;	Ciaramitaro	Steil		
	tier 2 contribution plan	DeHart	Van Regenmorter		
	.	Rhead	Conroy		
SB 313	Education; discipline	Gire	Stille		
	Education, discipline	Schauer	Emmons		
		Dalman	Peters		
SB 479	Income tax; credit	Profit	North		
		Palamara	Shugars		
		Hammerstrom	Peters		
SB 514	Insurance; health	Gubow	Shugars		
		Basham	Schwarz		
		Llewellyn	Byrum		